



## PATENT APPLICATION

Applicant: Borders et al.

Serial No.: 10/760,030

Filing Date: January 16, 2004

Title: BARIATRIC SURFACE FOR AN  
OPERATING ROOM TABLE

Group: 3673 Examiner: Santos, R.

Attorney Docket No.: 8266-1153

## Certificate Under 37 C.F.R. 1.8(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

On August 2, 2004

D. Cwiklinski

Dated: August 2, 2004

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a response in the above-identified application:

The fee has been calculated as shown below:

| CLAIMS AS AMENDED  |   |                                       |                          |      |     |
|--|---|---------------------------------------|--------------------------|------|-----|
|  | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | NUMBER<br>EXTRA          | RATE | FEE |
| TOTAL CLAIMS (37 C.F.R. 1.16(c))   | 39  | 40                                    | 0                        | \$18 | \$0 |
| INDEPENDENT CLAIMS<br>(37 C.F.R. 1.16(b))  | 6   | 6                                     | 0                        | \$86 | \$0 |
| If applicant has small entity status under 37 C.F.R. 1.9 and 1.27, then divide total fee by 2,<br>and enter amount here. |   |                                       | SMALL<br>ENTITY<br>TOTAL | NO   | \$0 |
| TOTAL FEE FOR ADDITIONAL CLAIMS  |   |                                       |                          |      | \$0 |

An Extension of Time for \_\_\_\_\_ month(s) is hereby requested  
under 37 C.F.R. 1.136(a). The required fee for filing this extension is: \_\_\_\_\_

Information Disclosure Statement \_\_\_\_\_

TOTAL FEE FOR THIS AMENDMENT

\$0

A check in the amount of \$ \_\_\_\_\_ to cover the total fee for this  
amendment is attached.

The Commissioner is hereby authorized to charge any additional filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney & Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed.

Attorney of Record  
Printed Name: Ryan C. Barker  
Registration No.: 47,405



IFW

**BOSE McKINNEY & EVANS LLP**

**CUSTOMER NUMBER 25267**

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**PATENT APPLICATION**

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Group: 3673 }  
Atty. Docket: 8266-1153 }  
Applicants: Borders et al. }  
Invention: BARIATRIC SURFACE FOR }  
AN OPERATING ROOM }  
TABLE }  
Serial No.: 10/760,030 }  
Filed: January 16, 2004 }  
Examiner: Santos, R. }

Certificate Under 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on August 2, 2004

D. Cwiklinski

Dated August 2, 2004

**RESPONSE TO ELECTION/RESTRICTION REQUIREMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction requirement mailed July 16, 2004, Applicant hereby elects the species of group 4. Applicant submits that claims 1-19, 21-23, 25-27, 32, 33, 35, 36, and 38-40 read on the elected invention. Furthermore, claims 1, 3-6, 8-15, 21-23, 25-27, 32, 33, 35, and 38-40 are believed to be generic with respect to Group 4 and one or more of the other identified species. Accordingly, claims 20, 24, 28-30, 34, and 37 are hereby withdrawn pending the allowance of a generic claim from which they depend. Claim 31 is hereby cancelled.